IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Civil Writ Petition No. 179 (S/B) of 2004

Narendra Singh Verma ….Petitioner

Versus

The Director
Uttaranchal State Seeds Certification Agency
& others …..Respondents

Sri Dharamveer Sharma learned Sri Advocate appears on behalf of petitioner
Learned Standing Counsel for the State

Coram: Hon'ble Rajesh Tandon, J.
Hon'ble B.C. Kandpal, J.

Oral Judgment (per Hon'ble Rajesh Tandon, J.)

Heard Sri Dharam Veer Sharma learned senior advocate appearing on behalf of the petitioner and Ms. Pooja Bnaga learned counsel for the respondents.

On 30.06.2004, following order was passed by this Court:-

"The petitioners were employees of the U.P. State Seeds Certification Agency which is a Corporate body. After the reorganization of the state, with regard to the transfer of the employees a memorandum of understanding has been signed on 22nd April 2004 between State of Uttar Pradesh and that of Uttaranchal on behalf of the two Agencies for the tow States. In implementation of the memorandum of understanding, the petitioners have been transferred to Uttaranchal State Seeds Certification Agency.

The grievance of the petitioners are that neither they are being allowed to join in the Uttaranchal State Seeds Certification Agency nor they are being paid salary and they also cannot go back to U.P. State Seeds

Certification Agency as they have been relieved from that Agency vide order dared 30.04.2004 (contained as Annexure No. 2 to the writ petition)

The principal Secretary, Agriculture, Government of Uttaranchal had issued a office memorandum on 11.05.2004 (contained as Annexure No.4 to the writ petition) directing the directorate of Uttaranchal State Seeds Certification Agency to give joining to the employees who have been relieved form U.P. State Seeds Certification Agency as per the memorandum of understanding signed on behalf of the two Agencies. Despite the said direction of the Principal Secretary, Agriculture the petitioners are neither allowed to join their duties and nor paid their salaries.

Under these circumstances, the Director, Uttaranchal State Seeds Certification Agency is directed to allow the petitioners to join and pay arrears of their salary within a period of fifteen days from today or show cause by filing counter affidavit within a period of two weeks. List the writ petition thereafter."

Counsel for the petitioner has submitted that in pursuance of the aforesaid order the petitioner has been permitted to join but the arrears have not been paid the petitioner.

Consequently, the respondents are directed to comply the said order by 30th November, 2004.

In View of the above, the writ petition is disposed of accordingly.

(B.C. Kandpal, J.) **(Rajesh Tandon. J.)**

01.11.2004
ASWAL